

**DISTRICT COURT OF THE VIRGIN ISLANDS
DIVISION OF ST. CROIX**

CLIFFORD BOYNES, et al.,

Plaintiffs,

v.

LIMETREE BAY VENTURES, LLC, et al.,

Defendants.

Civil Action No. 2021-0253

HELEN SHIRLEY, et al.,

Plaintiffs,

v.

LIMETREE BAY VENTURES, LLC, et al.,

Defendants.

Civil Action No. 2021-0259

**FRANCIS E. CHARLES and THERESA J.
CHARLES,**

Plaintiffs,

v.

LIMETREE BAY VENTURES, LLC, et al.,

Defendants.

Civil Action No. 2021-0260

BEECHER COTTON, et al.,

Plaintiffs,

v.

LIMETREE BAY VENTURES, LLC, et al.,

Defendants.

Civil Action No. 2021-0261

ORDER

THIS MATTER comes before the Court on Plaintiffs' "Unopposed Motion to Present Testimony of Dr. Erno Sajo and Dr. Stephen King via Videoconference" ("Motion") (Civ. No. 2021-0253, Dkt. No. 189; Civ. No. 2021-0259, Dkt. No. 71; Civ. No. 2021-0260, Dkt. No. 117; Civ. No. 2021-0261, Dkt. No. 249); and Defendant Limetree Bay Terminals LLC's ("Terminals") Response (Civ. No. 2021-0253, Dkt. No. 195; Civ. No. 2021-0259, Dkt. No. 76; Civ. No. 2021-0260, Dkt. No. 122; Civ. No. 2021-0261, Dkt. No. 254). Plaintiffs request that the Court permit Plaintiffs' Experts Dr. Erno Sajo and Dr. Stephen King to appear via videoconference at the first phase preliminary injunction hearing because Dr. Sajo and Dr. King have overlapping professional commitments that make travel to St. Croix impracticable. (Civ. No. 2021-0253, Dkt. No. 189 at 1). In the alternative, Plaintiffs request that the Court "accept into evidence Dr. Sajo's and Dr. King's declarations in lieu of their live testimony." *Id.* at 3. In response, Terminals represents that it does not oppose Plaintiffs' request to have Dr. Sajo and Dr. King testify via videoconference, but that it opposes Plaintiffs' alternative request and did not consent to the same. (Civ. No. 2021-0253, Dkt. No. 195 at 2).

UPON CONSIDERATION OF the foregoing, it is hereby

ORDERED that Plaintiffs' Motion is **GRANTED** insofar as Plaintiffs seek leave to have Dr. Sajo and Dr. King testify via videoconference; and it is further

ORDERED that Plaintiffs' Motion is otherwise **DENIED**; and it is further

ORDERED that the Clerk's Office shall contact counsel for Plaintiffs to provide the necessary call-in information for Dr. Sajo and Dr. King to participate

SO ORDERED.

Date: March 1, 2023

_____/s/_____
WILMA A. LEWIS
District Judge